BRIAN SANDOVAL

MEMBERS
Guy M. Wells, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Donald L. Drake
Nathaniel W. Hodgson, III
Stephen P. Quinn

State Of Nevada



STATE CONTRACTORS BOARD

Reply To:

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Southern Nevada

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MINUTES OF THE MEETING August 23, 2012

1. CALL TO ORDER:

Acting Chairman Burke called the meeting of the State Contractors Board to order and led the Pledge of Allegiance at 8:30 a.m., Thursday, August 23, 2012, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

BOARD MEMBERS PRESENT:

Mr. Kevin Burke, Acting Chairman

Mr. Jim Alexander

Ms. Margaret Cavin

Mr. Donald L. Drake

Mr. Nathaniel W. Hodgson, III

Mr. Stephen Quinn

BOARD MEMBER ABSENT:

Mr. Guy Wells

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer

Mr. George J. Lyford, Director of Investigations

Mr. Daniel Hammack, Chief of Enforcement

Ms. Nancy Mathias, Licensing Administrator

LEGAL COUNSEL PRESENT:

Bruce Robb, Esq., Legal Counsel

Ms. Grein stated the agenda was posted August 17, 2012 in compliance with the Open Meeting Law at Las Vegas City Hall, Sawyer State Building, Paseo Verde Library, and Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

a. APPROVAL OF AGENDA

It was moved and seconded to approve the Agenda. MOTION CARRIED.

b. <u>UNFINISHED BUSINESS:</u>

There was no unfinished business.

c. FUTURE AGENDAS

There was no discussion concerning future agendas.

2. PUBLIC COMMENT

No one was present for public comment.

3. APPROVAL OF MINUTES: July 26, 2012

It was moved and seconded to approve the Minutes of July 26, 2012. MOTION CARRIED.

4. EXECUTIVE SESSION

a. Executive Officer's Report

b. Review and Approval of Audited Financial Resorts for Period July 1, 2011 through June 30, 2012

Mr. Ryan Webber, J. S. Solari & Partners, presented the audited financial reports for the period July 1, 2011 through June 30, 2012.

It was moved and seconded to approve the audited financial reports for the period July 1, 2011 through June 30, 2012. MOTION CARRIED.

 Legislative Discussion, Including Bill Draft Requests and Proposed Amendments to NRS 624.212.

Regan Comis, Public Affairs Group, reported on the status of legislative activity.

Ms. Grein presented proposed language to amend NRS 624.212 authorizing the issuance of a Cease and Desist Order when a licensee has submitted a bid in excess of his limit.

Sean Stewart, Executive Director of Associated General Contractors spoke in favor of the proposed bill draft request amending NRS 624.212 to allow Cease and Desist Orders to be issued for contracting over the limit.

It was moved and seconded to authorize the Executive Officer to submit the bill draft request. MOTION CARRIED.

d. Discussion and Approval of the Insulation Advisory Committee Recommendations from its July 20, 20112 meeting.

It was moved and seconded to approve the Insulation Advisory Committee's recommendations from its July 20, 2012 meeting. MOTION CARRIED.

5. SUBCOMMITTEE REPORTS

There were no subcommittee reports.

6. NOTICE OF INTENT TO AWARD CASH BOND CLAIM (Continued from 7/26/2012)

REPUBLIC CRANE SERVICE, LLC. License No. 67299

Raymond Bellamy, Managing Member Charles Hall, Managing Member Jason Retterath, Managing Member Steve Retterath, Managing Member James Robertson, Managing Member Jeffrey Soffer, Managing Member

Nathan Ring, Operating Engineers Trust Funds, was present.

It was moved and seconded to pay the cash bond claim in the amount of \$50,000.00 to the Trustees of Operating Engineers Pension Trust Health and Welfare Fund. MOTION CARRIED.

7. NOTICE OF INTENT TO AWARD CASH BOND CLAIM

STEEL SPECIALTIES UNLIMITED, INC., License Nos. 58596 and 58657 Susanne Kennard, President

It was moved and seconded to pay the cash bond of \$15,000.00 plus interest earned from license number 58596 and \$15,000.00 plus interest earned from license number 58657 to United States Government, National Labor Relations Board, in compliance with the Protective Restraining Order issued by the United States Court of Appeals. MOTION CARRIED.

8. NEW APPLICATION DENIAL HEARING

TERRA NOVA, LLC.

Arturo Fierro, Managing Member Jonathan F. Pruneda, Managing Member/Qualified Individual

Jonathan Pruneda was present.

It was moved and seconded to withdraw the application at the request of the applicant. MOTION CARRIED.

9. NEW APPLICATION DENIAL HEARING

COOL TRIM INCORPORATED, DBA COOL TRIM LANDSCAPING

Eduardo Munoz, President/Trade Qualified Individual Kalaya Munoz, Secretary/Treasurer/Management Qualified Individual

Eduardo Munos and Kalaya Munoz were present along with their Counsel, Brian Berman, Esq.

It was moved and seconded to deny the license application. MOTION CARRIED.

10. NEW APPLICATION DENIAL HEARING (continued from 5/24/2012)

TRI STATE CONTRACTORS, INC., DBA TRI STATE FRAMING

Doug Gregory Smith, Chief Executive Officer/Qualified Individual

Doug Smith was present.

It was moved and seconded to deny the license application. MOTION CARRIED.

11. NEW APPLICATION DENIAL HEARING (continued from7/26/2012)

DELBERT THOMAS NEWKIRK

Delbert Newkirk, Owner/Qualified Individual

Delbert Newkirk was present along with his Counsel, Tennille Pereira, Esq.

It was moved and seconded to approve the license application classification C-21 (Refrigeration & Air Conditioning), with a monetary limit of \$10,000.00 and a \$5,000.00 bond with a business review every six (6) months for two years. Any request for an increase in license limit will require approval of the full Board. MOTION CARRIED.

Ms. Cavin opposed the motion.

12. NEW APPLICATION DENIAL HEARING

FLOOR TECH, INC.

Ray Taylor Stewart, President Steven Hurshell Melson, Qualified Individual

Steven Melson was present along with his Counsel, Jeff Spencer, Esq.

Ms. Cavin disclosed that Michael Springer is her Counsel.

It was moved and seconded to table this matter for 30 days. MOTION CARRIED.

13. NEW APPLICATION DENIAL HEARING

INNOVATIVE LIGHTWEIGHT & WATERPROOFING

Stacy Rae Melson, President

Steven Hurshell Melson, Qualified Individual

Stacy Melson and Steven Melson were present along with their Counsel, Jeff Spencer, Esq.

Ms. Cavin disclosed that Michael Springer is her Counsel.

It was moved and seconded to table this matter for 30 days. MOTION CARRIED.

14. NEW APPLICATION DENIAL HEARING

R C GLASS, LLC

David Ralph Moody, Managing Member/Management Qualified Individual Ronald Silby, Trade Qualified Individual

David Moody and Ronald Silby were present.

It was moved and seconded to approve the license application classification C-8 (Glass & Glazing) with a \$10,000.00 limit and \$2,000.00 bond. MOTION CARRIED.

15. NEW APPLICATION DENIAL HEARING

GABRIEL REYMUNDO ADAME, DBA GABES CONSTRUCTION

Gabriel Adame was present.

It was moved and seconded to table this item for 60 days. MOTION CARRIED.

16. NEW APPLICATION DENIAL HEARING SIERRA CONCEPTS CONSTRUCTION, INC.

William E. Lynch, IV, President
William E. Lynch, V, Secretary/Treasurer
Steve F. Conte. Qualified Individual

William Lynch, V and Steve Conte were present.

It was moved and seconded to approve the license application classification B-2 (Residential & Small Commercial) with a \$300,000.00 limit and \$15,000.00 bond with a financial review for the first two years of licensure. MOTION CARRIED.

17. NEW APPLICATION DENIAL HEARING

STONEWATER CONSTRUCTION, LLC

Donald Morgan, Jr., Managing Member/Qualified Individual

Donald Morgan, Jr. was present.

It was moved and seconded to table this item for 30 days. MOTION CARRIED.

18. APPROVAL OF CONSENT AGENDA

a. Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List attached, Items 1 to 382)

Mr. Hodgson made disclosures or recused himself from item numbers:

- #6 A Company Portable Restrooms, Inc. Disclosed a past business relationship with applicant.
- #19 #23 Alcal Specialty Contracting, Inc. Disclosed a past business relationship with applicant.
- #77- #78 Carpets N More Disclosed Steve Chesin is a personal friend, and he has had a past business relationship with applicant.
- #105 #106 Custom Specialties Group Disclosed a past business relationship with applicant.
- #109 D H N V, LLC Disclosed and recused based on past business relationship with applicant.
- #183 Harmony Homes, Inc. Disclosed and recused based on affiliation with applicant in Southern Nevada Home Builders Association.
- #208 Ira Hanson & Sons Plumbing & Heating, Inc. Disclosed and recused based on working relationship with the applicant through political activities.
- #297-#298 Pioneer Plumbing, Inc. Disclosed a past business relationship with applicant.
- #333- #335 Silver State Construction Technologies, LLC Disclosed and recused based on a personal friendship with Gilbert Ganschow.
- #352-#353 T & R Plumbing Heating and Air, LLC Disclosed and recused based on past contracts with the applicants and current friendships with applicant's managers.

Mr. Quinn made disclosure or recused himself from item numbers:

• #15-#16 - Affordable Concepts, Inc. - Disclosed he serves on a board with Bob Potter.

Ms. Cavin made disclosure or recused herself from item numbers:

- #293 Pezonella Associates, Inc. Disclosed a past business relationship with applicant.
- #330 Sentinel Landscape, LLC Disclosed the applicant is a family friend.
- #372 Van Dyne and Sons Roofing Disclosed she has done business in the past with the
 applicant.
- #374 W N Mechanical Systems Disclosed and recused based on a business relationship with the applicant and a personal relationship with the Reviglio family.

Mr. Burke made disclosure or recused himself from item numbers:

- #15-#16 Affordable Concepts, Inc. Disclosed he serves on Associated General Contractors Board with Bob Potter.
- #36-#38 ARFA Contracting Co., Inc. Disclosed a personal friendship with Jim Lukusiewicz and has worked together in the past with the applicant.
- #131-#132 Dorwin Installation, LLC Disclosed the applicant has completed projects for Burke Construction Group.
- #366 Universal Brass & Glass, Inc. Disclosed the applicant has completed projects for Burke Construction Group.
- Mr. Drake made disclosure or recused himself from item numbers:
- #52-#55 Banner Construction, Inc. Disclosed he was a past adjudicator for the applicant.
- #208 Ira Hanson & Sons Plumbing & Heating, Inc. Disclosed a working relationship with applicant through political activities.
- #293 Pezonella Associates, Inc. Disclosed a personal friendship with applicant.
- #372 Van Dyne and Sons Roofing Disclosed applicant has done work for him.

It was moved and seconded to approve the ratification of Staff Approved License Applications, changes of Licensure, Reinstatement of licensure, and Voluntary Surrenders (List attached, Items #1 – 382). MOTION CARRIED.

19. APPLICATIONS (INITIAL AND RENEWAL) IN QUESTION

There were no initial or renewal application in question.

20. PUBLIC COMMENT

No one was present for public comment.

21. ADJOURNMENT

With no further business to come before the Board, the meeting was adjourned by Acting Chairman Burke at 11:45 a.m.

Respectfully Submitted,

APPROVED:

Date

9/20/12

Date